

# GIBSON DUNN

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December 12, 2019

VIA ECF

The Honorable Robert W. Lehrburger  
United States District Judge  
Daniel Patrick Moynihan Courthouse  
500 Pearl Street  
New York, NY 10007

Re: *Chevron Corp. v. Donziger*, 11 Civ. 0691 (LAK) (S.D.N.Y.)

Dear Judge Lehrburger:

I write respectfully as counsel for Chevron Corporation (“Chevron”) in response to the December 12, 2019 letter filed by Mr. Andrew Frisch, on behalf of Steven Donziger, enclosing the application for an emergency stay that he intends to file in the Second Circuit this morning. Dkt. 2419.

Chevron thinks the hearing should proceed as scheduled for this morning at 10:00 a.m. Chevron intends to appear and proceed with the hearing, as ordered, including putting on its expert witness who has traveled from London for that purpose. Chevron apprised Mr. Frisch of this last night after learning of his intent to delay today’s hearing. *See Email from A. Champion to A. Frisch*, attached as Exhibit A. Mr. Donziger’s application is nothing more than a stalling tactic, as he has been on notice of this hearing since the Court first issued the scheduling order on October 23. Chevron will be filing this morning with the Second Circuit an opposition to Donziger’s emergency motion to stay, attached hereto as Exhibit B.

As always, we appreciate Your Honor’s consideration.

Respectfully,

*/s/ Randy M. Mastro*  
Randy M. Mastro

cc: All counsel of record